

EXHIBIT

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21-cv-00260-PB

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UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE  
  
SECURITIES AND EXCHANGE ) Civil Action No.  
COMMISSION, ) 1:21-cv-00260-PB  
)  
Plaintiff, )  
) VOLUME 1  
vs. ) (Pages 1 to 376)  
)  
LBRY, INC., )  
)  
Defendant. )  
\_\_\_\_\_ )

CONFIDENTIAL VIDEOTAPED DEPOSITION OF  
JEREMY KAUFFMAN  
New York, New York  
Monday, March 21, 2022

REPORTED BY:  
ELBIA BAIREZ  
JOB NO. 220321LHR

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10:26 1 A. Yes.

2 Q. Where?

3 A. I'm not sure specifically.

4 Q. When was the loan given from LBRY to

10:26 5 Odysee?

6 A. The -- the -- I'm not -- I don't recall

7 the specific dates.

8 Q. Do you have an approximate time period?

9 A. Around the formation of the company.

10:27 10 Q. And that date was what?

11 A. Odysee was formed towards the send of

12 2021.

13 Q. Who is the CEO of Odysee?

14 A. Julian Chandra.

10:27 15 Q. Does Mr. Chandra report to you?

16 MR. MILLER: Objection.

17 A. He does not -- he does not report to me

18 in the sense that I'm not managing his day-to-day

19 operations.

10:27 20 Q. Right.

21 Are you the CEO of LBRY currently?

22 A. Yes.

23 Q. Is Odysee a wholly-owned subsidiary of

24 LBRY?

10:27 25 A. Yes.

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10:27 1 Q. As part of that relationship, does  
2 Mr. Chandra report to you?

3 A. I -- I do not directly manage Julian.  
4 We talk about how he's doing running the company.

10:27 5 Q. Who has the power to hire and fire --  
6 or to fire, essentially, Mr. Chandra if he were  
7 not to perform to satisfaction?

8 MR. MILLER: Objection.

9 A. I don't know if it's -- if I can do it  
10:28 10 unilaterally or if it requires a vote from the  
11 board.

12 Q. Okay. And you're currently on the  
13 board of LBRY?

14 A. Yes.

10:28 15 Q. Does Odysee have a board?

16 A. Does it -- I'm not certain.

17 Q. All right. What was the source of  
18 funds that LBRY used to loan one million  
19 dollars -- ish -- approximately one million  
10:28 20 dollars to Odysee?

21 MR. MILLER: Objection.

22 A. LBRY has a -- has made money in a  
23 variety of ways.

24 Q. So LBRY took money from its bank  
10:28 25 account to make that loan?

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10:28 1 A. Yes.

2 Q. Okay. Was it necessary for LBRY to

3 sell LBC in some way to fund the loan that it gave

4 to Odysee?

10:28 5 MR. MILLER: Objection.

6 A. LBRY did not sell LBCs specifically to

7 give money to Odysee.

8 Q. Okay. Were the funds taken from the

9 proceeds of some larger sale of LBC by LBRY?

10:29 10 MR. MILLER: Objection.

11 A. That's -- that's possibly true.

12 There's -- you don't directly account where each

13 dollar in your bank account comes from.

14 Q. Okay. So the loan came directly from

10:29 15 LBRY's bank accounts?

16 MR. MILLER: Objection.

17 A. I believe so.

18 Q. Okay. And did any outside party -- and

19 by "outside," I mean outside of LBRY, Inc.

10:29 20 Did any outside party provide the funds

21 for the purpose of making a loan to Odysee?

22 A. No.

23 Q. Who were the -- was the person or

24 persons who decided to make the loan from LBRY to

10:29 25 Odysee?